

City Council Meeting Minutes

**November 19, 2019
City Hall, Council Chambers
749 Main Street
7:00 PM**

Call to Order – Mayor Muckle called the meeting to order at 7:00 p.m.

Roll Call was taken and the following members were present:

City Council: ***Mayor Robert Muckle
Mayor Pro Tem Jeff Lipton
Councilmember Chris Leh
Councilmember Susan Loo
Councilmember Dennis Maloney
Councilmember Ashley Stolzmann

Councilmember Elect J. Caleb Dickinson
Councilmember Elect Deborah Fahey***

Absent: ***Councilmember Jay Keany***

Staff Present: ***Heather Balser, City Manager
Megan Davis, Deputy City Manager
Kevin Watson, Finance Director
Dave Hayes, Police Chief
Rob Zuccaro, Planning & Building Safety Director
Felicity Selvoski, Planner I
Meredyth Muth, City Clerk***

Others Present: ***Kathleen Kelly, City Attorney***

PLEDGE OF ALLEGIANCE

All rose for the pledge of allegiance.

APPROVAL OF AGENDA

Mayor Muckle called for changes to the agenda and hearing none, moved to approve the agenda, seconded by Councilmember Maloney. All in favor.

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA AND ON THE CONSENT AGENDA

Peter Ruh, 2289 Wynonna Court, on the Board of the Steel Ranch HOA, stated he understands the underpass under the railroad tracks won't happen. He asked what will happen to the \$250K the developer gave the City for that underpass. He would like to know what the options are for that money. He noted the HOA has some infrastructure they just became responsible for and also the metro district has debt. He asked the money be put to another use in the Steel Ranch neighborhood.

Angie Layton, 619 West Juniper Court, thanked staff for facilitating a joint board tour of Nawatny Ridge. She noted there will be public meetings and she encouraged residents to stay informed.

APPROVAL OF THE CONSENT AGENDA

MOTION: Mayor Muckle noted a requested change in the November 4 minutes. He moved to approve the consent agenda with that change, seconded by Councilmember Loo. All in favor.

- A. Approval of Bills
- B. Approval of Minutes: November 4, 2019 – *amended*
- C. Approve a Special Meeting on November 25 at 2 pm
- D. Approval of Resolution No. 47, Series 2019, A Resolution Approving a Fifth Amendment to the Fifth Interim Agreement Between the Municipal Subdistrict, Northern Colorado Water Conservancy District Windy Gap Firing Project Water Activity Enterprise, and the City of Louisville for Participation in the Windy Gap Firing Project
- E. Approval of Resolution No. 48, Series 2019 – A Resolution Approving a Third-Interim Agreement Between the Northern Colorado Water Conservancy District Acting by and Through Its Southern Water Supply Project Water Activity Enterprise, and the City of Louisville for Participation in the Southern Water Supply Project, Eastern Phase
- F. Approval of Revocable License and Management Agreement By and Between the City of Louisville and Denver Urban Gardens

COUNCIL INFORMATIONAL COMMENTS ON PERTINENT ITEMS NOT ON THE AGENDA

Mayor Muckle noted the resolution for landmarking 816 Main Street later on the agenda. He was happy to see this landmarking and noted it has been a long time coming.

Mayor Muckle stated it has been a real honor to serve the residents of Louisville. He expressed it has been a pleasure working with staff and members of Council.

OATHS OF OFFICE FOR CITY COUNCIL MEMBERS

Presiding Municipal Judge David Thrower swore in Councilmember Maloney, Councilmember Fahey, Councilmember Dickinson and Mayor Stolzmann.

Mayor Muckle passed the gavel to Mayor Stolzmann. A short reception was held for the new members of Council.

CITY MANAGER'S REPORT

City Manager Balser stated on Thursday, November 21 the downtown holiday lights will be turned on.

REGULAR BUSINESS

816 MAIN STREET LANDMARKING AND PRESERVATION GRANT

RESOLUTION NO. 49, SERIES 2019 – A RESOLUTION DESIGNATING 816 MAIN STREET A HISTORIC LANDMARK

RESOLUTION NO. 50, SERIES 2019 – A RESOLUTION APPROVING A PRESERVATION AND RESTORATION GRANT FOR WORK ON 816 MAIN STREET

Mayor Stolzmann introduced the item and asked if there are any disclosures. Seeing none she opened the public hearing.

Planner Selvoski stated this is a request to landmark 816 Main Street and for a Preservation and Restoration Grant for work on the historic structure. Selvoski noted the resolution in the packet had been updated to specifically note the neon sign is included in the landmark designation.

She reviewed the criteria for the landmarking noting the building meets the age criteria; as well as the criteria for architectural, social, and geographic significance. In addition, the physical integrity from the 1955 modifications has been retained.

She reviewed the grant request and how the funds will be used for preservation of the building, rehabilitation of the interior to bring the building up to current code, and restoration work on the sign.

The grant requests equal \$113,687.50; \$50,000 is a landmark incentive grant which is unmatched, \$63,687.25 matching grant. She noted the Historic Preservation Fund (HPF) currently has a \$2.4M balance.

Staff recommends approval of both the landmark and the grant.

Applicant presentation – None.

Public Comments – None.

Councilmember Lipton moved to approve Resolution No. 49, Series 2019, Fahey seconded.

Mayor Pro Tem Maloney added a friendly amendment that the resolution be approved as amended by the copy presented on the dais. Motioner and seconder agreed.

Voice vote all in favor.

Councilmember Lipton moved to approve Resolution No. 50, Series 2019, the grant; Councilmember Dickinson seconded.

Mayor Stolzmann closed the public hearing.

Vote: Motion carried by unanimous roll call vote.

ELECTION OF MAYOR PRO TEM

Mayor Stolzmann stated every two years the Council elects the Mayor Pro Tem.

Councilmember Lipton expressed his appreciation to Council for the opportunity to serve as Pro Tem for the last four years. He feels it should be rotated periodically. He nominated Councilmember Maloney as Mayor Pro Tem.

Councilmember Maloney accepted the nomination. There were no other nominations.

Voice vote: all in favor.

DISCUSSION/DIRECTION/ACTION – CITY COUNCIL COMMITTEE ASSIGNMENTS

Mayor Stolzmann made the following assignments for Council:

- City Council Finance Committee - Maloney (chair), Leh, Lipton
- City Council Utility Committee - Lipton (chair), Maloney, Fahey
- City Council Legal Review Committee - Leh (chair), Fahey, Ward 3
- Revitalization Commission - Lipton
- Boulder County Consortium of Cities - Dickinson, Ward 3
- Denver Regional Council of Governments - Stolzmann (primary)
Fahey (alternate)
- Colorado Communities for Climate Action (CC4CA) - Fahey
- Superior/Louisville Joint Interest Committee - Dickinson, Ward 3
- Lafayette/Louisville Joint Interest Committee - Dickinson, Ward 3

- Commuting Solutions - Leh
- Downtown Business Association Street Faire Committee - Lipton
- Economic Vitality Committee - Dickinson (chair), Maloney, Stolzmann
- Xcel Energy Futures Committee – Maloney, Stolzmann

Councilmember Leh asked if there needed to be action by Council to form the Economic Vitality Committee and what the role would be.

Mayor Stolzmann noted it was a new committee and those have traditionally been adopted from the mayor's appointments. She noted the Board will be looking for opportunities to be involved in the business community and develop clear policy to bring forward for Council consideration.

Councilmember Leh noted economic vitality is of importance to all of Council and he wanted to make sure the entire body gets to be heard. Mayor Stolzmann noted all the committees are important and need to report back to the Council for final decisions.

Councilmember Fahey asked if councilmembers not appointed could attend committee meetings. The answer was yes.

Councilmember Dickinson stated the Council will work on an economic vitality strategic plan and it will help define the duties of the Economic Vitality Committee.

DISCUSSION/DIRECTION/ACTION – BOARD AND COMMISSION APPLICATION REVIEW PROCESS

City Clerk Muth noted the City Council will need to make appointments to vacancies on the various boards and commissions by the end of 2019. The annual recruitment period for board and commission applicants ended earlier this month and the City Council has set a special meeting for Thursday, November 21 at 6 pm to review the applications. The Council can either appoint a committee to review the applications and make a recommendation to the full Council regarding which applicants to apply or the full Council can do that as a group.

Mayor Stolzmann asked which Council members would like to be a part of the committee to review the board vacancies. After discussion, members decided the entire Council would meeting to review the applications on November 21, 2019.

DISCUSSION/DIRECTION/ACTION –PROCESS TO FILL WARD III CITY COUNCIL VACANCY

City Clerk Muth stated with the recent election of Mayor Stolzmann to the position of Mayor the City Council has a vacancy for one of the two Ward III seats. The City Charter requires the City Council appoint someone to hold the seat until the next statewide

general election, November of 2020. The City will then hold an election November 3, 2020 for a person to fill the seat for the remaining one year of the term.

She reviewed the requirements to apply for the seat: be a citizen of the United States; be at least 18 years of age; be a registered elector; be a resident of Louisville and Ward III for one year immediately prior to the appointment.

Staff prepared a draft application for the process for Council consideration. In addition, staff included a list of possible questions to consider for the process. Staff recommends Council appoint a committee of two Councilors to review and suggest final questions for the application.

The City Charter does not give a specific timeline to fill the vacancy. Muth stated staff recommends the Council discuss the vacancy process and provide direction regarding final application questions and a timeline to fill the vacancy.

Mayor Pro Tem Maloney suggested the new member be appointed before the 2020 work plan discussion. He thought there should be fewer questions for the applicant and should address what Council will be facing in 2020.

Councilmember Dickinson thought the sooner they could be appointed, the better.

Councilmember Leh agreed but noted he has other commitments beginning December 18 but did want to be a part of the process. He agreed there could be fewer and more direct questions.

Mayor Stolzmann suggested she and Mayor Pro Tem Maloney work with staff on the questions so the announcement can get out and applications be accepted. City Manager Balser noted the questions and meeting dates could be looked at to get this done in a timely manner. She noted there are meetings already scheduled where staff could get direction from Council concerning applications and interviewing.

CITY ATTORNEY'S REPORT

City Attorney Kelly welcomed new Councilors and looked forward to working with them.

COUNCIL COMMENTS, COMMITTEE REPORTS, AND IDENTIFICATION OF FUTURE AGENDA ITEMS

Mayor Stolzmann noted she will list committees here to report in the future.

Mayor Stolzmann noted the staff will be seated off the dais at future meetings to help manage the room.

Councilmember Lipton asked about liaisons to Advisory Boards. Mayor Stolzmann stated we are going back to no liaisons and the Council will have annual meetings with Boards. Committee Chairs are aware of the changes. Can go back to liaisons if we find it works better.

Councilmember Leh reported the Legal Committee will be making recommendations for a process for hiring a new Judge and Deputy Judge and bring back for consideration in December.

Councilmember Leh attended the Library Board of Trustees meeting last week and there was one concern from the Board about not having a Council liaison and only having input once a year. He noted there will be plenty of opportunities for input through staff and by inviting Council as needed.

Councilmember Fahey asked if Councilors can still attend Board meetings if they are interested. Mayor Stolzmann noted it was best if there were three members of Council there, one should leave to not have the appearance of a Council meeting. City Attorney Kelly cautioned to be mindful of any quasi-judicial matters being considered that might then come before Council; Council would not want to attend those.

ADJOURN

Members adjourned at 8:14 pm.

Ashley Stolzmann, Mayor

Meredyth Muth, City Clerk